## STATE OF ILLINOIS SECRETARY OF STATE SECURITIES DEPARTMENT

IN THE MATTER OF: RODOLFO HERNANDEZ JR.)

FILE NO. 0500502

### **SUMMARY ORDER OF DENIAL**

TO THE RESPONDENT: Rodolfo Hernandez Jr.

(CRD#: 2818510) 1 Stacy Court

Jackson, New Jersey 08527

C/o Great Eastern Securities, Inc.

50 Broad Street Suite 1401

New York, New York 10004

WHEREAS, on September 13, 2005 Great Eastern Securities, Inc., a registered dealer, filed a Form U-4 application for registration of Rodolfo Hernandez Jr. (the "Respondent") as a salesperson in the State of Illinois;

WHEREAS, pursuant to the authority granted under Section 11.F of the Illinois Securities Law of 1953 [815 ILCS 5] (the "Act"), the Secretary of State has determined that the Respondent's application for registration as a salesperson in the State of Illinois is subject to a Summary Order of Denial;

WHEREAS, the Secretary of State finds that the grounds for such Summary Order of Denial are as follows:

- 1. That on March 9, 2004, NASD entered a Letter of Acceptance, Waiver and Consent (AWC) submitted by the Respondent regarding File No. C9B040017 which sanctioned the Respondent as follows:
  - a. suspension from association with any member in any capacity for nine (9) months; and
  - b. fine of \$5,000.

#### 2. That the AWC found:

On January 27 & 28, 2003, while registered with National Securities Corporation, the respondent purchased 80-100 shares of Goldcorp, Inc. stock in eight (8) customer accounts without consent or authority. The cost of each purchase was approximately \$1,300. As a result of this conduct, the Respondent violated NASD Conduct Rule 2110 and IM-2310-2.

- 3. That Section 8.E(1)(j) of the Act provides, inter alia, that the registration of a salesperson may be denied if the Secretary of State finds that such salesperson has been suspended by any self-regulatory organization registered under the Federal 1934 Act or the Federal 1974 Act arising from any fraudulent or deceptive act or a practice in violation of any rule, regulation or standard duly promulgated by the self-regulatory organization.
- 4. That the NASDR is a self-regulatory organization as specified in Section 8. E(1)(j) of the Act.
- 5. That by virtue of the foregoing, the Respondent's registration as a salesperson in the State of Illinois is subject to denial pursuant to Section 8.E(1)(j) of the Act.

#### NOW IT IS HEREBY ORDERED THAT:

The Respondent's application for registration as a salesperson in the State of Illinois is DENIED, subject to the further Order of the Secretary of State.

A public hearing will be set within thirty (30) days of the Respondent's filing a written request for hearing with the Secretary of State at 69 West Washington Street, Suite 1220, Chicago, Illinois 60602. Said hearing will be held at the aforesaid address before a Hearing Officer duly designated by the Secretary of State. A copy of the Rules under the Act pertaining to contested cases is attached to this Order.

YOUR FAILURE TO REQUEST A HEARING WITHIN THIRTY (30) DAYS AFTER RECEIPT OF THIS ORDER SHALL CONSTITUTE AN ADMISSION OF ANY FACTS ALLEGED HEREIN AND SHALL CONSTITUTE A SUFFICIENT BASIS TO MAKE THIS ORDER FINAL.

You are further notified that if you request a hearing that you may be represented by legal counsel, may present evidence; may cross-examine witnesses and otherwise participate. Failure to so appear shall constitute default, unless any Respondent has upon due notice moved for and obtained a continuance.

# Summary Order of Denial

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Delivery of this Order or any subsequent notice to the designated representative of any Respondent constitutes service upon such Respondent.

DATED: This  $10^{n}$  day of November 2005.

SE WHITE JESSE WHITE Secretary of State State of Illinois

Attorney for the Secretary of State: Daniel A. Tunick Office of the Secretary of State Illinois Securities Department 69 West Washington Street, Suite 1220 Chicago, Illinois 60602

Telephone: (312) 793-3384